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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

AMIR ALI KHAN,

Plaintiff,

v.

ALBERTO GONZALES, Attorney General of
 the United States; MICHAEL CHERTOFF,
 Secretary of the Department of Homeland
 Security; EMILIO GONZALEZ, Director of
 United States Citizenship and Immigration
 Services; ROBERT S. MUELLER, III, Director
 of the Federal Bureau of Investigation;
 CHRISTINA POULOS, Director of the
 California Service Center; et al.,

Defendants.

No. C 07-2871 BZ

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this action is limited to plaintiff's request that this Court compel defendants to adjudicate the

Parties' Request for ADR Exemption
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1 application for naturalization. Defendants have already requested the FBI expedite the name check
2 so that the application may be processed as soon as possible. Given the substance of the action
3 and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and
4 unnecessarily tax court resources.

5 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
6 ADR Multi-Option Program and that they be excused from participating in the ADR phone
7 conference and any further formal ADR process.

8 Date: November 6, 2007

Respectfully submitted,

9 SCOTT N. SCHOOLS
10 United States Attorney

11 /s/
12 EDWARD A. OLSEN
13 Assistant United States Attorney
Attorneys for Defendants

14
15 Date: November 6, 2007

/s/
16 SHAH PEERALLY
Attorneys for Plaintiff

17 **ORDER**

18 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the
19 ADR Multi-Option Program and are excused from participating in the ADR phone conference and
20 any further formal ADR process.

21 **SO ORDERED.**

22
23 Date:

24 BERNARD ZIMMERMAN
25 United States Magistrate Judge
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